



COUNTY OF LOS ANGELES
DEPARTMENT OF PARKS AND RECREATION

"Parks Make Life Better!"

Russ Guiney, Director

John Wicker, Chief Deputy Director

Executive Offices • 433 South Vermont Avenue • Los Angeles, CA 90020-1975 • (213) 738-2961

July 17, 2012

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

24 July 17, 2012

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**APPROVAL OF AMENDMENT NUMBER ONE TO CONTRACT NUMBER 10320
TO INCREASE SUBSCRIPTION SERVICES FOR THE ADDITIONAL
WEATHER BASED IRRIGATION SMART CONTROLLERS AND
INCREASE THE CONTRACT SUM
(SUPERVISORIAL DISTRICTS 1, 2, 4, and 5) (3 VOTES)**

SUBJECT

Authorize the Director of Parks and Recreation to execute an Amendment to the existing contract to increase subscription services for the additional controllers installed at various County facilities and to increase the contract sum associated with the subscription services.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the proposed actions are exempt from the provisions of the California Environmental Quality Act as the actions do not meet the definition of a project because they are continuing administrative or maintenance activities.
2. Approve and authorize the Director of the Department of Parks and Recreation to sign and execute Amendment Number One to the Subscription Services Contract Number 10320 with HydroPoint Data Systems, Inc. As a result of the installation of additional smart controllers, the subscription service contract will be increased by \$24,367.50 annually, resulting in an increase to the contract amount from \$30,352.50 to \$54,720 annually for subscription services.
3. Approve and authorize the Director of the Department of Parks and Recreation to increase the annual subscription cost by 25 percent per year of the prior year's annual cost during the initial term of the Contract and optional renewal period, an increase of the Director of the Department of Parks

and Recreation's current delegated authority of 10 percent.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The recommended action will enable the Department of Parks and Recreation (Department) to continue its water management program consistent with the Board of Supervisors' (Board) policy for water conservation and irrigation efficiency. The subscription services shall provide wireless satellite communication to an additional 114 smart controllers. The acquisition and the installation of the 114 controllers at the 15 parks were procured through the Job Order Contract (JOC) program. The JOC agreement was approved by your Board on October 21, 2008, and included the acquisition of hardware, construction and design for the facilities included as part of the JOC agreements. The selected smart controllers were pre-approved by the Metropolitan Water District (MWD) and qualified for the California Friendly Irrigation Retrofit Program Multi-Family Community Common Areas and Public Parks Rebate Program offered by the MWD.

The subscription service is necessary to fully optimize the functionality of the smart irrigation controllers and is only available from the contractor due to proprietary software developed by HydroPoint Data Systems, Inc. (HydroPoint). The subscription services will include services at San Dimas Park, Schabarum Regional Park, Santa Fe Dam, South Coast Botanic Garden, Alondra Park, Victoria Park, Ted Watkins Park, La Mirada Park, Adventure Park, Cerritos Park, Arcadia Park, Belvedere Park, Roosevelt Park, Sorensen Park, and Valleydale Park. To meet the rebate program requirements the selected controllers required that the controller system be equipped with weather data transmission systems, and to provide the irrigation system operators with web-based communications to monitor controller operations.

During the 12 months of the contract, 142 smart controllers were installed at 12 parks. The subscription services for these 142 smart controllers enabled the Department to decrease its water usage by 219 million gallons of water or 23 percent.

Increasing the Director of the Department of Parks and Recreation's (Director) authority to amend the contract services from 10 percent to 25 percent would allow the Director greater flexibility in installing additional controllers and increasing the subscription services over the next two years permitting the Department to continue its water management program at each facility and reducing the overall water usage costs to the County.

Implementation of Strategic Plan Goals

The proposed Contract will further the County's Strategic Plan of Operational Effectiveness (Goal 1) by utilizing collaborative efforts and partnership to support the Board's Green Building/Sustainable Design policy by using high efficiency irrigation systems.

FISCAL IMPACT/FINANCING

The annual cost resulting from the amendment is \$24,367.50. The total contract amount will increase from \$30,352.50 to \$54,720 and sufficient funds are appropriated in the Department's annual operating budget.

OPERATING BUDGET IMPACT

Based on the recommended actions, the Department anticipates ongoing operating costs of

\$24,367.50 annually for subscription services to weather data that is used in conjunction with the irrigation controllers. However, this ongoing cost is expected to be fully offset by the savings generated in water utility costs.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The subscription services include weather data transmission seven days a week to all 114 controllers located at the 15 parks listed above and support the County's Green Building Ordinance by providing irrigation controller systems that will conserve the use of water for landscape irrigation. The subscription services will allow transmission of wireless weather data to each smart controller at the designated parks to improve the irrigation system efficiency and benefit the County by conserving water.

County Counsel has approved Amendment Number 1 to the Subscription Services Contract Number 10320 as to form.

ENVIRONMENTAL DOCUMENTATION

The proposed actions are exempt from the California Environmental Quality Act (CEQA) according to Section 15378 (b) (2) of the State CEQA Guidelines because the proposed actions are continuing administrative or maintenance activities.

CONTRACTING PROCESS

The purchase of the 114 additional smart controllers was procured through the JOC program. The "Notice to Proceed" letter was issued February 29, 2012, for the Smart Controller Projects Phase II funded by the Chief Executive Office through the allocation of Extra Ordinary Maintenance Funds.

HydroPoint is the sole proprietor for the smart controller's maintenance and communication systems. Without the subscription service, the smart controllers would operate according to the user programming and would not provide the full benefits and functionality of the controllers that operate in response to weather conditions.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the contract will further enhance the County's goal for efficient irrigation water management at its parks. There are no anticipated impacts to the current services and projects associated with the proposed action.

CONCLUSION

It is requested that an adopted copy of the action taken by your Board be forwarded to the Department of Parks and Recreation.

The Honorable Board of Supervisors

7/17/2012

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Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Russ Guiney". The signature is fluid and cursive, with a long horizontal stroke at the end.

RUSS GUINEY

Director

RG:JW:KEH:

CWK:CM:MG:rc

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors

**AMENDMENT NUMBER 1 TO CONTRACT NUMBER 10320
FOR WEATHER SATELLITE SERVICES AT VARIOUS COUNTY FACILITIES**

THIS AMENDMENT NUMBER 1 TO THE WEATHER SATELLITE SERVICES CONTRACT, made and entered this _____ day of _____, 2012

BY AND BETWEEN THE

COUNTY OF LOS ANGELES, a body corporate and politic, hereinafter referred to as "County",

AND

HYDROPOINT DATA SYSTEMS, hereinafter referred to as "Contractor" for weather satellite services, hereinafter referred to as "services" at **Various County Facilities**, hereinafter referred to as "facility".

RECITALS

WHEREAS, on June 15, 2010, the Board of Supervisors (Board) authorized the Director of the Department of Parks and Recreation (Director) to execute a subscription service contract HydroPoint Data Systems (Contractor); and

WHEREAS, on June 24, 2010, the Director executed Contract Number 10320 (Contract) with Contractor for the provision of weather satellite subscription services at various County facilities; and

WHEREAS, the Department of Parks and Recreation (Department) will commence Phase II of the irrigation controllers upgrade project which will provide for an additional 114 smart water management (smart) controllers manufactured by the Contractor through separate Job Order Contracts (JOC) for installation at fifteen park facilities; and

WHEREAS, the additional smart controllers, once installed, will require subscription services provided by the Contractor to optimize the Department's use of each of the smart controllers installed; and

WHEREAS, pursuant to Section 9.0, Change Notices and Amendments to the Contract, of the Contract, compensation may be authorized by the Board to increase the

Contractor's level of service due to inclusion of newly purchased smart controllers beyond the Director's authority; and

WHEREAS, the County and Contractor agree to expand the subscription services to include the additional smart controllers, once installed; and

WHEREAS, the County reserves the right to amend other terms and conditions in the Contract as they become necessary; and

NOW THEREFORE, in consideration of the mutual promises, covenants and conditions set forth herein, the County and the Contractor agree that the Contract between them shall be amended as follows:

1.0 DESIGNATED PREMISES

Section 4, Designated Premises, of the Contract is amended to include the following facilities:

San Dimas Park, 1628 North Sycamore Canyon Road, San Dimas

Schabarum Regional Park, 17250 East Colima Road, Rowland Heights

Santa Fe Dam, 15501 East Arrow Highway, Irwindale

South Coast Botanic Garden, 26300 Crenshaw Blvd., Palos Verdes Peninsula

Alondra Park, 3850 West Manhattan Beach Blvd., Lawndale

Victoria Park, 419 East 192ND Street, Carson

Ted Watkins Park, East 103RD Street, Los Angeles

La Mirada Park, 13701 South Adelfa Avenue, La Mirada

Adventure Park, 10130 South Gunn Avenue, Whittier

Cerritos Park, 19700 South Bloomfield Avenue, Cerritos

Arcadia Park, 405 South Santa Anita Avenue, Arcadia

Belvedere Park, 4914 East Cesar Chavez Avenue, Los Angeles

Roosevelt Park, 7600 Graham Avenue, Los Angeles

Sorensen Park, 11419 Rosehedge Drive, Whittier

Valleydale Park, 5525 North Lark Ellen Avenue, Azusa

Attached as Exhibit A are the numbers of controllers by facility.

2.0 CHANGE NOTICES AND AMENDMENTS TO THE CONTRACT

Paragraph 9.3.1 of Section 9 of the Contract is deleted in its entirety and replaced with the following paragraph:

“9.3.1 In the event that the Director adds a facility(ies) to the Contract, the Director shall amend the Contract by issuing a Change Notice adding the facility(ies) effective the day following the installation of final controller at the facility and increasing the sum of the Contract at the rate identified in Exhibit A, Rates and General Information.

- The Director is authorized to increase the Contract amount up to a maximum of twenty-five percent (25%) of the annual Contract amount during the term of the Contract.”

3.0 SERVICES

Pursuant to the provisions of Contract 10320, the County shall receive Services from HydroPoint for those WeatherTRAK controllers installed at the park facilities described hereinafter.

4.0 SUBSCRIPTION FEES AND GENERAL INFORMATION

All controllers purchased and activated at county parks will incrementally add to the cumulative volume of active subscriptions. This Amendment will add 114 smart controllers to the current total of 142 smart controllers for a total amount of 256 smart controllers. Once the volume of controllers (or units) exceeds the threshold amount of 250 (see table below), the subscription rate from that point on through the end of the fifth year of the term shall be \$202.50 annually per controller or unit. No discounts shall be given in arrears for months already serviced.

Number of Units Installed	Subscription Rate
1 – 249	\$213.75
250+	\$202.50

5.0 RATIFICATION

All other terms, conditions, covenants and promises of the Contract not affected by this Amendment Number 1 shall remain in full force and effect and are hereby reaffirmed.

6.0 EFFECTIVE DATE

The effective date of this Amendment Number 1 shall be the date, month, and year first written above.

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IN WITNESS WHEREOF, the County has, by order of its Board of Supervisors, has caused this Amendment Number 1 to Contract Number 10320 for weather satellite services at various County facilities to be executed by the Director of Parks and Recreation, and the Contractor has subscribed its name by and through its duly authorized officers, as of the date, month and year first written above.

COUNTY OF LOS ANGELES

By _____
RUSS GUINEY
Director of Parks and Recreation

CONTRACTOR
HydroPoint Data Systems, Inc.

By _____

APPROVED AS TO FORM:

JOHN KRATTLI
County Counsel

By  _____
Christina A. Salseda
Principal Deputy County Counsel

Los Angeles County	
Department of Parks and Recreation	
Phase II Implementation Plan Smart Controllers' Projects	
Facility Name	Controllers Per Park
Schabarum Regional Community Park	16
Santa Fe Dam Regional Park	16
La Mirada Community Regional Park	9
Cerritos Community Regional Park	11
Arcadia Community Regional Park	10
Belvedere Comm. Regional Park	6
South Coast Botanic Garden	11
Alondra Community Regional Park	11
Franklin D. Roosevelt Park	4
Victoria Community Regional Park	7
Adventure Park	3
Ted Watkins Memorial Park	4
Valleydale Park	2
San Dimas Comm. Regional Park	2
Sorensen Park	2
Total Controllers	114